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ATTORNEY'S DOCKET NO: E0295/7130

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2786

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey Phillips, David Allen, Brett Serkez, and Peter Bouchard
Serial No: 09/471,869
Filed: December 23, 1999
For: Method and Apparatus for Managing Information Related to Storage Activities of Data Storage Systems
Examiner: Not Yet Assigned
Art Unit: 2786

RECEIVED

JUL 19 2001

Technology Center 2100

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, Washington, D.C. 20231, on July 9, 2001.


Janine Michalski

Commissioner for Patents
Washington, D.C. 20231

Transmittal Letter

Sir:

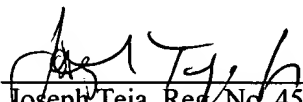
Transmitted herewith are the following documents:

- [X] Information Disclosure Statement
- [X] Form PTO-1449 and References Cited
- [X] Return Receipt Postcard

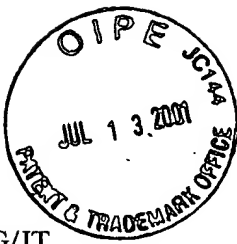
If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No check is enclosed. If a fee is determined to be required, the balance may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By: 
Joseph Teja, Reg. No. 45,157
Richard F. Giunta, Reg. No. 36,149
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600 Atlantic Avenue
Boston, MA 02210
Telephone (617) 720-3500

Docket No.: E0295/7130
Dated: July 9, 2001
X (7/17/01)



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

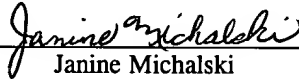
RECEIVED

Applicant: Jeffrey Phillips, David Allen, Brett Serkez, and Peter Bouchard
Serial No: 09/471,869
Filed: December 23, 1999
For: Method and Apparatus for Managing Information Related to Storage Technology Center 2100
Activities of Data Storage Systems
Examiner: Not Yet Assigned
Art Unit: 2786

JUL 19 2001

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

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Janine Michalski

Commissioner for Patents
Washington, D.C. 20231

STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

PTA

[X] Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application and this communication was not received by the office of the undersigned more than 30 days prior to filing of this Information Disclosure Statement.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

For the relevance of the listed non-English language reference, the Examiner's attention is drawn to the enclosed International Search Report, wherein the document EP 0 822 498 A1 has been placed in category "A", meaning that, in the opinion of the International Searching Authority, it relates to the general technological field of the invention.

PART IV: Remarks

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By: Joseph Teja
Joseph Teja, Reg. No. 45,157
Richard F. Giunta, Reg. No. 36,149
Wolf, Greenfield & Sacks, P.C.
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Docket No.: E0295/7130

Dated: July 9, 2001